

Attorneys for:
Robert J. Kehl; Ruth Ann Kehl; Robert A. Kehl; Christina "Tina" M. Kehl; Krystina L. Kehl; Daniel J. Kehl; Kevin A. Kehl, individually and on behalf of Susan L. Kehl and Andrew R. Kehl; Patrick J. Anglin; Cynthia A. Winter; Kehl Development Corporation; Judy A. Bonnet; Kevin A. McKee; Pamela J. McKee; Warren Hoffman Family Investments, LP Charles B. Anderson, as trustee of the Charles B. Anderson Trust; Rita P. Anderson, as trustee of the Rita P. Anderson Trust; Baltes Company; Mojave Canyon, Inc., Donna Cangelosi, Tito Castillo, Tony Chaudhry, Jonathan Eller, Robin Graham, Don Hess, Christina Knoles, Arthur Kriss, Joe LaFayette, Janice Lucas, Charles Maraden, Carol Mortenson, Daniel Newman, Edward Schoonover, Carol Simon, Lawrence Tengan, Connie Westbrook, Ken Zawacki, Alfie Fujitani, Walt Musso, Cyril Tammadge, and Robert Fuller (collectively, the "Direct Lenders")

In re:)	Case No. 2:07-CV-892-RCJ-GWF-BASE
)	and
USA COMMERCIAL MORTGAGE COMPANY,)	Case No. 3:07-CV-241-RCJ-GWF
)	
Debtor.)	
)	ORDER GRANTING REQUEST
)	FOR ENTRY OF DEFAULT OF
3685 SAN FERNANDO LENDERS, LLC, <i>et al.</i> ,)	DEFENDANTS COMPASS USA SPE LLC,
)	COMPASS PARTNERS, LLC, BORIS
Plaintiffs,)	PISKUN, AND DAVID BLATT, AND
)	DENYING BORIS PISKUN’S MOTION TO
v.)	VACATE ENTRY OF DEFAULT
)	
COMPASS USA SPE LLC, <i>et al.</i> ,)	
)	
Defendants.)	
)	

1 On January 5, 2010, a hearing was held in connection with Plaintiffs' Request for Entry of
2 Default as to Defendants Compass USA SPE LLC, Compass Partners, LLC, Boris Piskun, and
3 David Blatt, and Boris Piskun's Motion to Vacate the Default as to himself and David Blatt. Based
4 on the pleadings and oral argument of counsel, and for the reasons set forth on the record at the
5 hearing, the Court hereby GRANTS Plaintiffs' Request for Entry of Default, and DENIES Boris
6 Piskun's Motion to Vacate the Default, as follows:

7 IT IS ORDERED THAT a default is entered as to Defendants Compass USA SPE LLC,
8 Compass Partners, LLC, Boris Piskun, and David Blatt as to Plaintiffs' Second Amended
9 Complaint which was filed on February 7, 2008.

10 IT IS FURTHER ORDERED THAT the motion to dismiss the First Amended Complaint
11 filed by David Blatt and Boris Piskun on December 13, 2007 [Doc. #61] was rendered moot by the
12 filing of Plaintiffs' Second Amended Complaint.

13 IT IS FURTHER ORDERED THAT Boris Piskun may present evidence in support of a
14 defense of excusable neglect on a motion for reconsideration and/or at trial, including but not
15 limited to any evidence of an extension of time to file an answer to Plaintiffs' Second Amended
16 Complaint.

17 DATED: January 25, 2010

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THE HONORABLE ROBERT C. JONES
UNITED STATES DISTRICT JUDGE

JONES VARGAS
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